



MINUTES

OCONEE COUNTY COUNCIL

Regular Meeting

October 6, 2020

MEMBERS, OCONEE COUNTY COUNCIL
Mr. John Elliott, Chair Pro Tem, District I
Mr. Paul Cain, Vice Chair, District III
Mr. Julian Davis III, Chairman, District IV
Mr. Glenn Hart, District V
Mr. Wayne McCall, District II

Oconee County Council met at 6:00 PM in Council Chambers, 415 South Pine Street, Walhalla, SC with all Council Members [with Mr. Cain via FaceTime], County Administrator Amanda F. Brock, County Attorney David Root, & Katie D. Smith, Clerk to Council present.

Press: Pursuant to the Freedom of Information Act, notice of the meeting, date, time, place of meeting and agenda were posted on the bulletin board at the County Administrative Offices, 415 South Pine Street, Walhalla, SC, and the County Council website [www.oconeesc.com/council]. In addition, it was made available [*upon request*] to the newspapers, radio stations, television stations and concerned citizens.

Members of the press present: Caitlin Herrington / The Journal

Call to Order

Mr. Davis called the meeting to order at 6:00 p.m.

Public Comment Session

If you are not able to attend in person and you have a comment, you may submit it by contacting our Clerk to Council, Katie Smith at ksmith@oconeesc.com or 864-718-1023, so that she may receive your comment and read it into the record.

Mr. Frankie Pearson, Planning Commission Vice Chair, addressed Council on behalf of the Planning Commission, regarding work they have completed on the comprehensive plan.

County Council Response to Public Comment

None at this meeting.

Moment of Silence

Mr. Davis asked for a moment of silence prior to the Invocation by County Council Chaplain.

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Invocation by County Council Chaplain

Mr. Root, County Council Chaplain, gave the invocation.

Pledge of Allegiance

Mr. Adam Chapman led the Pledge of Allegiance to the Flag of the United States of America.

Approval of Minutes

Mr. Elliott made a motion, seconded by Mr. Hart, approved 5 – 0, to approve the September 15, 2020 Regular Minutes as presented.

Mr. Elliott made a motion, seconded by Mr. Hart, approved 4 – 1, [Mr. McCall abstained; recusal form filed with minutes] to approve the September 17, 2020 Special Minutes as presented.

Administrator's Comments

Ms. Brock responded to Mr. Pearson's comment during the Public Comment session noting the documents are included with the backup materials.

Ms. Brock also noted since 3rd & final reading of the supplemental budget appropriations have passed for the year, the financial reporting each month will resume.

Attorney's Comments

Mr. Root noted the First & Only Reading of an emergency ordinance was added to the agenda regarding the mask ordinance for Oconee County facilities. He noted the reason for the addition to the agenda was because the ordinance would expire before the next Council meeting and further noted this was an extension of the prior ordinance and only applies to County facilities.

Public Hearings for the Following Ordinances

If you are not able to attend in person and you would like to be heard during the public hearing, please contact Katie Smith at ksmith@oconeesc.com or 864-718-1023 so that she may coordinate your participation by telephone.

Ordinance 2020-15 “AN ORDINANCE AUTHORIZING AND CONSENTING TO OR RATIFYING THE CURRENT ASSIGNMENT AND ASSUMPTION OF AN INTEREST IN THAT CERTAIN AMENDED FEE AGREEMENT DATED AS OF DECEMBER 1, 2017, AS PREVIOUSLY ASSIGNED AND RATIFIED BY ORDINANCE 2019-15 DATED MAY 21, 2019, SUCH CURRENT ASSIGNMENT FROM PARKWAY REAL ESTATE HOLDINGS SOUTH CAROLINA, LLC, AND SUCH CURRENT ASSUMPTION BY DIVERSIFIED INDUSTRIAL PROPERTIES, LLC, AND CONFIRMED BY ITECH BUYER, LLC AS A CONTINUING CO-SPONSOR, AND AUTHORIZING THE EXECUTION AND DELIVERY OF AN AGREEMENT MEMORIALIZING SUCH CURRENT ASSIGNMENT AND ASSUMPTION AND CURRENT CONSENT OR RATIFICATION; AND OTHER MATTERS RELATED THERETO.”

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Mr. Davis opened the floor for Public Comment.

Noting that no citizens signed up to address Council; Mr. Davis opened the floor for any citizen wishing to address Council regarding this ordinance. No citizen addressed Council.

Mr. Davis asked if any citizens wished to submit written comments regarding this ordinance; no citizen presented any written comments for the record.

Mr. Davis closed the Public Hearing regarding **Ordinance 2020-15**.

Ordinance 2020-16 “AN ORDINANCE AMENDING THE OCONEE COUNTY CONSERVATION BANK ORDINANCE, O.C. CODE SECTIONS 2-398 THROUGH 2-409.”

Mr. Davis opened the floor for Public Comment.

Mr. Andrew Smith, Oconee Conservation Bank Board Chair, addressed Council noting these are amendments to the ordinance for the OCCB, mainly dealing with procedural issues that were discovered throughout the past year.

Noting that no other citizens signed up to address Council, Mr. Davis opened the floor for any citizen wishing to address Council regarding this ordinance. No citizen addressed Council.

Mr. Davis asked if any citizens wished to submit written comments regarding this ordinance; no citizen presented any written comments for the record.

Mr. Davis closed the Public Hearing regarding **Ordinance 2020-16**.

Ordinance 2020-17 “AN ORDINANCE AMENDING CHAPTER 32 OF THE OCONEE COUNTY CODE OF ORDINANCES, IN CERTAIN LIMITED REGARDS AND PARTICULARS ONLY, REGARDING THE ESTABLISHMENT OF RECREATIONAL VEHICLE PARK DEVELOPMENT STANDARDS; AND OTHER MATTERS RELATED THERETO.”

Mr. Davis opened the floor for Public Comment.

Mr. Frankie Pearson addressed Council in support of **Ordinance 2020-17**.

Mr. Tom Markovick addressed Council in opposition of **Ordinance 2020-17**. He noted it was not due to regulations to create mobile home parks but the ordinance was oversimplified.

Noting that no other citizens signed up to address Council, Mr. Davis opened the floor for any citizen wishing to address Council regarding this ordinance. No citizen addressed Council.

Mr. Davis asked if any citizens wished to submit written comments regarding this ordinance; no citizen

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presented any written comments for the record.

Mr. Davis closed the Public Hearing regarding **Ordinance 2020-17**.

Third Reading of the Following Ordinances

Ordinance 2020-15 [see caption above]

Mr. Elliott made a motion, seconded by Mr. Hart, approved 5 – 0, to approve **Ordinance 2020-15** on 3rd & final reading.

Ordinance 2020-16 [see caption above]

Mr. Elliott made a motion, seconded by Mr. Hart, approved 5 – 0, to approve **Ordinance 2020-16** on 3rd & final reading.

Ordinance 2020-17 [see caption above]

Mr. Elliott made a motion, seconded by Mr. Hart, to approve **Ordinance 2020-17** on 3rd & final reading.

Discussion continued to include:

- Economic situations
- Providing safe & healthy places for citizens to live in the future
- RV parks existing prior to the enactment of this ordinance are exempt

Regarding the previous motion made by Mr. Elliott, seconded by Mr. Hart, it was approved 4 – 1 [Mr. McCall opposed] to approve **Ordinance 2020-17** on 3rd & final reading.

Second Reading of the Following Ordinances

None at this meeting.

First Reading for the Following Ordinances

None at this meeting.

First & Only Reading of the Following Ordinances

Ordinance 2020-18 (E) “AN EMERGENCY ORDINANCE REQUIRING INDIVIDUALS TO WEAR FACE COVERINGS IN CERTAIN FACILITIES OWNED OR OPERATED BY OCONEE COUNTY; AND OTHER MATTERS RELATED THERETO.”

Mr. Elliott made a motion, seconded by Mr. Hart, approved 4 – 1 [Mr. McCall abstained; recusal form filed with minutes] to approve **Ordinance 2020-18 (E)** on first & only reading.

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First & Final Reading of the Following Resolutions

None at this meeting.

Discussion Regarding Action Items

Update on completed Comprehensive Plan items by the Planning Commission

The Planning Commission will present a list of items that various departments within the County have completed and begun work on in 2020 that are part of the County's adopted Comprehensive Plan.

It is staff's recommendation to accept the completed Comprehensive Plan items by the Planning Commission.

Mr. Elliott made a motion, seconded by Mr. Hart, to accept the completed comprehensive plan items by the Planning Commission.

Mr. Elliott thanked the County staff and the Planning Commission for all of the hard work during these trying times.

Regarding the previous motion made by Mr. Elliott, seconded by Mr. Hart, it was approved 4 – 1 [Mr. McCall abstained; recusal form filed with minutes] to accept the completed comprehensive plan items by the Planning Commission.

Board & Commission Appointments

Building Codes Appeal Board

No questionnaires were submitted for the 1 At Large seat.

Board of Zoning Appeals

No questionnaires were submitted for the District 5 seat.

Conservation Bank Board

No questionnaires were submitted for the District 5 or 1 At Large seat.

Arts & Historical Commission

No questionnaires were submitted for the District 4 seat.

Agricultural Advisory Board

No questionnaires were submitted for the District 4 seat.

Executive Session:

Mr. McCall made a motion, seconded by Mr. Hart, approved 5 – 0, to enter into Executive Session for the following purposes, as allowed for in § 30-4-70(a) of the South Carolina Code of Laws:

[1] Receive legal advice regarding a contractual matter.

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Council entered Executive Session at 6:23 p.m.

Council returned from Executive Session at 7:13 p.m. on a motion made by Mr. Hart, seconded by Mr. Elliott, approved 5 – 0.

Mr. Davis stated that no action was taken in Executive Session.

Adjourn:

Mr. Hart made a motion, approved unanimously, to adjourn at 7:13 p.m.

Respectfully Submitted:

Katie D. Smith
Clerk to Council

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OCONEE COUNTY COUNCIL
RECUSAL FORM

Council Member Name: Wayne McCall
[Please Print]

Council Member Signature: [Handwritten Signature]

Meeting Date: 10.06.2020

Item for Discussion/Vote: September 17, 2020
Special Council minutes

Reason for Recusal I was not present for original meeting/discussion
 I have a personal/familial interest in the issue.
Other: _____

[Handwritten Signature]
Katie Smith
Clerk to Council



OCONEE COUNTY COUNCIL
RECUSAL FORM

Council Member Name: Wayne McCall
[Please Print]

Council Member Signature:

Meeting Date: 10.06.2020

Item for Discussion/Vote: Ordinance 2020-18(E)
1st & only reading of
Ordinance 2020-18(E)

Reason for Recusal I was not present for original meeting/discussion

I have a personal/familial interest in the issue.

Other: _____

Katie Smith
Clerk to Council



OCONEE COUNTY COUNCIL
RECUSAL FORM

Council Member Name: Wayne McCall
[Please Print]

Council Member Signature:

Meeting Date: 10.06.2010

Item for Discussion/Vote: Update on Completed Comprehensive Plan
Items by The Planning Commission

Reason for Recusal Motion to accept the completed comprehensive
plan items by the Planning Commission.
I was not present for original meeting/discussion

I have a personal/familial interest in the issue.

Other: _____

Katie Smith
Clerk to Council